perewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. THIS ONTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS. This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308. □ This communication is responsive to **mendment filed May 4, 2004*. □ The allowed claim(s) is/are 1. □ This communication is responsive to **mendment filed May 4, 2004*. □ The allowed claim(s) is/are 1. □ This communication is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). □ All b) □ Some* □ None of the: □ Certified copies of the priority documents have been received. □ Certified copies of the priority documents have been received in Application No. □ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)). □ Certified copies not received: □ Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. THIS THREE-MONTH PERIOD IS NOT EXTENDABLE. □ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient. □ CORRECTED DRAWINGS (as "replacement sheets") must be submitted. □ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached □ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached □ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date □ Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. R		Application No. Applicant(s)		
Notice of Allowability Susan B. McCormick 1661	Notice of Allowability	10/734,898	ZAIGER ET AL.	
The MAILING DATE of this communication appears on the cover sheet with the correspondence address-all claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included nerwith (or previously mailed), a botice of Allowance (PTOL-83) or other appropriate communication will be mailed in due course. THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS. This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308. 1. ☑ This communication is responsive to amendment filled May 4, 2004. 2. ☑ The allowed claim(s) is/are 1. 3. ☑ The drawings filed on December 15, 2003 are accepted by the Examiner. 4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) ☐ All b) ☐ Some* c) ☐ None of the: 1. ☐ Certified copies of the priority documents have been received. 2. ☐ Certified copies of the priority documents have been received in Application No 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)). * Certified copies not received: Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. THIS THREE-MONTH PERIOD IS NOT EXTENDABLE. 5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient. (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached 1) ☐ hereto or 20 ☐ to Paper No./Mail Date (b) ☐ Including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date Paper No./Mail Date Paper No./Mail				
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	of Biological Material	9.		

Art Unit: 1661

Detailed Action

Informal Examiner's Amendment

An informal Examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to Applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Amendment to the Disclosure

The application has been amended as follows:

A. Page 1, between lines 9 and 10, --Genus and species: Prunus persica-- has been inserted.

Future Correspondence

Any inquiry concerning this communication or earlier communications from the Examiner should be directed to Susan B. McCormick-Ewoldt whose telephone number is (571) 272-0981. The Examiner can normally be reached Monday through Thursday from 6:00 a.m. to 4:30 p.m.

If attempts to reach the Examiner by telephone are unsuccessful, the Examiner's supervisor, Bruce Campell, can be reached on (571) 272-0974. The official fax number for the group is (703) 872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

sbme

KENT BELL PRIMARY EXAMINER

Kant J. Bell